

**North Carolina
Alcoholic Beverage Control Commission
3322 Garner Road
Raleigh, NC 27610**

**Summary of Action Taken On
November 9, 2006**

SECTION I

CONTESTED CASES

Remand:

1. Sports Dimensions, Inc.
T/A **Club Oros**
421 East Sugar Creek Road
Charlotte, NC 28206

Application rejected.

Suspension:

2. Carlos Salas
T/A **Boom Boom Room Night Club**
1205 Elgin Avenue
High Point, NC 27261
AJ

Offer in Compromise – 30-day suspension *and* payment of \$750.00 on charge of failure to immediately destroy unused portion of alcohol left by a customer.

SECTION II

OFFERS IN COMPROMISE

Suspensions:

3. STB of Charlotte Inc.
T/A **Baby Dolls**
13834 US Hwy 29
Charlotte, NC 28262
63892A-999
AJ AN AL AZ

Offer in Compromise - 10-day suspension, suspended upon payment of \$1,000.00 on charges of failure to superintend and performing services while on duty.

4. Las Estrellas Restaurant LLC
T/A **Las Estrellas Restaurant**
8829 East WT Harris Blvd., Suite 128
Charlotte, NC 28227
00127912AJ-999
AJ

Offer in Compromise - 25-day suspension with the last 22 days suspended upon payment of \$2,200.00 on charges of performing services while on duty, unauthorized consumption of spirituous liquor and unauthorized possession of spirituous liquor.

5. T and E Norton Enterprises, Inc.
T/A **Cue N Spirits**
3728-F Battleground Avenue
Greensboro, NC 27410
63738A-999
AJ AL AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of transferring alcohol between establishments without prior approval from the ABC Commission.

6. Circle K Stores, Inc.
T/A **Circle K 8404**
7905 South Boulevard
Charlotte, NC 28210
Q11434-962
AK AO AM

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

7. T and E Norton Enterprises, Inc.
T/A **Grand Thai**
3728-E Battleground Avenue
Greensboro, NC 27410
63738A-998
AJ AL

Offer in Compromise – Seven-day suspension, suspended upon payment of \$700.00 on charges of transferring alcohol between establishments without prior approval from the ABC Commission, failure to post ABC permits and failure to purchase alcohol only from a wholesaler.

8. Thomas Franklin Wright, Jr.
T/A **Life After 5 Sports Bar & Billiards**
506 Harris Avenue
Raeford, NC 28376
00140804AJ-999
AJ AZ

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of tax stamp missing.

9. **Rodriguez Eugene Smith**
Mutual Distributing Company
T/A **Mutual Distributing Company**
301 Industrial Drive
New Bern, NC 28562
00087868WS-997
BA

Offer in Compromise – Four-day suspension, suspended upon payment of \$400.00 on charge of selling fortified wine to a retailer who did not hold a fortified wine permit.

10. **Alfred Earl Brown**
Mutual Distributing Company
T/A **Mutual Distributing Company**
301 Industrial Drive
New Bern, NC 28562
00121864WS-999
BA

Offer in Compromise – Four-day suspension, suspended upon payment of \$400.00 on charge of selling fortified wine to a retailer who did not hold a fortified wine permit.

11. North Side, Inc.
T/A **North Side Tavern**
3705 Rosehill Road
Fayetteville, NC 28311
62064A-999
AJ AZ

Continued

12. Olive or Twist, Inc.
T/A **Olive or Twist**
21 North Front Street, Unit F
Wilmington, NC 28401
00113622AJ-999
AJ AL AZ

Offer in Compromise – Three-day suspension, suspended upon payment of \$300.00 on charge of failure to clear tables and counters.

13. Pelican Restaurant, Inc.
T/A **Pelican Restaurant**
NC Hwy 12
Ocracoke, NC 27960
00127578AJ-999
AJ AN AL AZ AV

Offer in Compromise – 75-day suspension with the last 60 days suspended upon payment of \$5,000.00 on charges of knowingly allowing violations of the controlled substance statutes, possessing drug paraphernalia, unauthorized possession of spirituous liquor, establishing or maintaining living quarters connected to the premises (two counts), allowing consumption by an intoxicated person, allowing consumption after hours and selling alcohol after hours.

14. Top Shelf Entertainment LLC
T/A **Rick's Cabaret**
5300 Old Pineville Road
Charlotte, NC 28217
00134789AJ-999
AJ AN AL AZ

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charges of performing services while on duty (three counts).

15. MWS, Inc.
T/A **Ugly Stick Saloon**
4807 Raeford Road
Fayetteville, NC 28304
00130506AJ-999
AJ AL AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of being open to the general public.

16. Giovani Carandola Limited
T/A **Christies Cabaret**
4016 West Wendover Avenue
Greensboro, NC 27407
61194A-999
AJ AN AL AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of being open to the general public.

17. Kornbow, Inc.
T/A **Wheeler's**
2606-B Raeford Road
Fayetteville, NC 28303
69107A-998
AJ AL AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of being open to the general public.

18. Vishal Corp.
T/A **Circle B**
454 Cedar Creek Road
Fayetteville, NC 28312
63455B-999
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

19. Huffman Oil Company, Inc.
T/A **Huffs Fairfield**
2800 South Main Street
High Point, NC 27260
Q11244-987
AK

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

20. E J Pope and Son, Inc.
T/A **Handy Mart 62**
3657 Wilson Mills Road
Wilson Mills, NC 27577
Q11210-936
AK AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

21. Hoan Moo Yoo
T/A **Kivett Drive Grocery**
1506 Oneka Street
High Point, NC 27260
63022B-999
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

22. Mehmet Cakal
T/A **Main Street Grill**
805 North Main Street
High Point, NC 27262
00085565AJ-999
AJ

Offer in Compromise - Seven-day suspension, suspended upon payment of \$750.00 on charge of giving to an underage person.

23. M M Fowler, Inc.
T/A **Owen Village B P 365**
3215 Raeford Road
Fayetteville, NC 28303
Q11390-981
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

24. American Legion
T/A **Roger Kirchofer Post 206**
218 Durand Avenue
High Point, NC 27262
14672J-999
AJ AS

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charges of brown bagging locked liquor storage (two counts) and brown bagging membership roster violation.

25. Smith and Shore Oil Company
T/A **Zingo Mart 2**
301 East Fairfield Road
High Point, NC 27263
54253B-999
AK AO AM

Offer in Compromise – 30-day suspension with the last 25 days suspended upon payment of \$3,000.00 on charge of selling to an underage person.

26. Marcelle E. Shell-Brown
T/A **L and M Game Room**
231 Glenn Avenue
Winston-Salem, NC 27105
54169B-999
AK AO AM

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charge of possessing a slot machine.

27. La Fuente Mexican Restaurant IV, Inc.
T/A **La Fuente Mexican Restaurante**
1623 North Bridge Street
Elkin, NC 28621
00109751AJ-999
AJ AL

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of failure to purchase unfortified wine only from a wholesaler.

28. Corner Bar of Durham LLC
T/A **Federal**
914 West Main Street
Durham, NC 27701
00126898AJ-999
AJ AN AL AY

Offer in Compromise – Three-day suspension, suspended upon payment of \$300.00 on charges of allowing consumption after hours and failure to clear tables and counters.

29. Vlasis Restaurants, Inc.
T/A **4th Street Filling Station**
871 West Fourth Street
Winston-Salem, NC 27101
59933A-998
AJ AL AY

Offer in Compromise – 12-day suspension, suspended upon payment of \$1,200.00 on charges of unauthorized possession of fortified wine (two counts) and failure to post ABC permits.

30. Simaan, Inc.
T/A **East Market B P**
801 East Market Street
Greensboro, NC 27401
57560B-995
AJ AO AM

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charges of allowing gambling pools and possessing a slot machine.

31. Caletha Howard Barnes
T/A **Club Hypnotize**
306 Factory Street
Conetoe, NC 27819
46822A-999
AJ

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of failure to purchase malt beverages only from a wholesaler.

32. C N C Y Corp.
T/A **Apple Tree Grocery**
1105 East Green Drive
High Point, NC 27260
00099024AK-999
AK AO AM

Offer in Compromise – 50-day suspension with the last 35 days suspended upon payment of \$5,000.00 on charge of selling to an underage person.

33. Monterrey Mexican Restaurant of Fayetteville, Inc.
T/A **Monterrey Mexican Restaurant 42**
173 Westwood Shopping Center
Fayetteville, NC 28306
65260A-999
AJ AN AL AY

Offer in Compromise -Seven-day suspension, suspended upon payment of \$700.00 on charge of giving to an underage person.

34. La Famiglia, Inc.
T/A **Much Restaurant and Bar**
113 South Elm Street
Greensboro, NC 27401
00125673AJ-999
AJ AN AL AY

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of failure to superintend.

35. Patina, Inc.
T/A **Patina**
217 West 6th Street
Winston-Salem, NC 27101
00140620AM-999
AM

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charge of unauthorized possession of spirituous liquor.

36. Fakhoury Associates, Inc.
T/A **Red Dot Convenience Store**
849 Old Mars Hill Hwy
Weaversville, NC 28787
00108318AK-999
AK AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

37. Taqueria Guadalajara II, Inc.
T/A **Taqueria Guadalajara II**
980 Peters Creek Parkway
Winston-Salem, NC 27103
0012782AJ-999
AJ AY

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of failure to dispose of empty spirituous liquor container, sell/possess alcohol without first obtaining the applicable ABC permit, possession of nontaxpaid alcohol and failure to deface empty spirituous liquor containers.

38. Ronald Lee Peters
T/A **Watering Hole**
2350 Lillington Hwy
Spring Lake, NC 28390
00125809AJ-998
AJ AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of being open to the general public.

39. Partnership
T/A **Key Food Mart**
325 West Rosemary Street
Chapel Hill, NC 27516
67290B-999
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

40. Loyal Order of Moose
T/A **Asheboro Moose Lodge 1659**
688 Crestview Road
Asheboro, NC 27205
00140022AS-999
AS

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charges of failure to maintain current roster of members, failure to ensure containers labeled with member's names and failure to insure that alcohol was stored only in lockers with that members' name.

41. Marinella Zaccaria
T/A **Marina Italian Restaurant**
103 Garysburg Road
Gaston, NC 27832
00121126AJ-999
AJ

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of failure to purchase alcohol only from a wholesaler.

42. Pita 68, Inc.
T/A **Pita Delite**
3924 Sedgebrook
High Point, NC 27260
00105684AJ-999
AJ AL

Offer in Compromise -Seven-day suspension, suspended upon payment of \$700.00 on charge of knowingly allowing possession of alcohol by an underage person.

43. Run In Jims, Inc.
T/A **Run In Jims**
800 Martin Luther King Jr. Boulevard
Chapel Hill, NC 27514
00112400AK-999
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

44. Spektrum, Inc.
T/A **Spektrum**
107 Swain Street
Fayetteville, NC 28303
65263A-999
AJ AL AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of being open to the general public.

45. Signature Entertainment Group LLC
T/A **Tailgaters Sports Bar**
2645-A East Millbrook Road
Raleigh, NC 27604
00140602AJ-999
AJ AN AL AY

Offer in Compromise – Six-day suspension, suspended upon payment of \$600.00 on charges of allowing consumption after hours and failure to clear tables and counters.

46. Neon Ventures, Inc.
T/A **Warehouse 29**
1011 Arnold Street
Greensboro, NC 27405
56409A-999
AJ AN AZ

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of granting membership to private club sooner than three days after receipt of application.

47. Unifour Entertainment Corp.
T/A **Yesterdays**
944 Second Street NE
Hickory, NC 28601
09865A-999
AJ AN AL AZ AR

Offer in Compromise – Two-day suspension, suspended upon payment of \$200.00 on charge of failure to superintend.

48. Friscos, Inc.
T/A **Sunburn Sports Bar and Grill**
3833 North Croatan Hwy
Kitty Hawk, NC 27949
00126912AJ-999
AJ AL AY

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of failure to clear tables and counters and allowing consumption after hours.

49. M M Fowler, Inc.
T/A **Boulevard B P 125**
2685 Chapel Hill Boulevard
Durham, NC 27707
Q11390-999
AK AO AM

Offer in Compromise – 30-day suspension with the last 25 days suspended upon payment of \$3,000.00 on charge of selling to an underage person.

50. Keyland, Inc.
T/A **Cloud 9**
459 West Russell Street
Fayetteville, NC 28301
61199A-999
AJ AZ

Offer in Compromise – 14-day suspension, suspended upon payment of \$1,400.00 on charges of being open to the general public (two counts) and selling to an underage person.

51. Shri Mahavir Corp.
T/A **Circle B 2**
101 McPherson Church Road
Fayetteville, NC 28303
00101596AK-999
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

52. Harold Ray Draughon
T/A **Draughons Super Market**
6552 Clinton Road
Stedman, NC 28391
32464B-999
AK AO AM

Offer in Compromise – 25-day suspension, suspended upon payment of \$2,500.00 on charge of possessing gambling equipment.

53. Georgiana Ebere Roper
T/A **Edith and Marris Food Market**
1200 East 36th Street, Suite B-C
Charlotte, NC 28205
00141385AK-999
AK AO

Offer in Compromise – Four-day suspension, suspended upon payment of \$400.00 on charge of allowing consumption on premises having only an off-premise permit.

54. Oak Sook Yim Kim
T/A **Family Mart**
1006 Leonard Avenue
High Point, NC 27260
00109578AK-999
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

55. Guadalupe LLC
T/A **Guadalupe Café**
606 West Main Street
Sylva, NC 28779
00128423AJ-999
AJ AL

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of performing services while on duty.

56. Dewey Marshall Guinn
T/A **Pee Dee Pool Room**
204 Pinetop Street
Rockingham, NC 28379
00136244AJ-999
AJ

Offer in Compromise – Three-day suspension, suspended upon payment of \$300.00 on charges of failure to clear tables and counters and allowing consumption after hours.

57. O'Charley's, Inc.
T/A **O'Charley's 301**
1389 Concord Parkway North
Concord, NC 28025
Q11475-989
AJ AN AL AY

Offer in Compromise – 15-day suspension, suspended upon payment of \$1,500.00 on charges of tax stamp missing, failure to dispose of empty spirituous liquor containers and failure to deface empty spirituous liquor containers.

58. Lisa Darlene Bailey
T/A **Tasty Bar and Grill**
1231 West Lee Street
Greensboro, NC 27403
00123045AJ-999
AJ

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of giving to an underage person.

59. Sang Ok Williams
T/A **Lee Lounge**
3227 Fort Bragg Road
Fayetteville, NC 28303
00112114AJ-999
AJ AN AL AZ

Offer in Compromise – 27-day suspension, suspended upon payment of \$2,700.00 on charges of being open to the general public and possessing gambling equipment.

60. Food Lion LLC
T/A **Food Lion 1376**
5831 South Boulevard
Charlotte, NC 28210
Q11473-933
AK AO AM

Offer in Compromise – 20-day suspension, suspended upon payment of \$2,000.00 on charge of selling to an underage person.

61. Pantry, Inc.
T/A **Kangaroo Express 825**
2561 Onslow Drive
Jacksonville, NC 28540
Q11443-869
AK AO AM

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an intoxicated person.

Cancellation:

62. David Craig Steven Warren
T/A **Mule Skinner Grocery and Grill**
406 Johnston School Road
Asheville, NC 28806
00098584AK-999
AJ AL

Cancel on charges of selling to an underage person, being convicted of possession of drug paraphernalia, establishing or maintaining living quarters connected to the premises and knowingly allowing violations of the controlled substance statutes to occur.

FIRST OFFENSE CASES
NOVEMBER 9, 2006 COMMISSION

AGENDA ADDENDUM

**First Offense Cases
Signed by Chairman
(Resolution of 11-08-02)**

- 1F. Carmellas Pizza, Inc.
T/A **Carmellas Pizza**
6654 Carmel Road
Charlotte, NC 28226
00141257AJ-999
AJ AN AL AY

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of giving to an underage person.

- 2F. WilcoHess LLC
T/A **Wilco 1827**
1545 NC Hwy 56
Creedmoor, NC 27522
Q11485-774
AK AO AM

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

- 3F. Food Lion LLC
T/A **Food Lion 192**
1515 West Ehringhaus Street
Elizabeth City, NC 27909
Q11473-870
AK AO AM

Offer in Compromise -Seven-day suspension, suspended upon payment of \$700.00 on charge of selling to an underage person.

- 4F. Petro Express, Inc.
T/A **Petro Express 57**
10000 North Tryon Street
Charlotte, NC 28213
Q11358-955
AK AO AM

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

5F. Hee Chang Park
T/A **Spankys One Stop**
3010 South Main Street
High Point, NC 27263
44977B-999
AK AO AM

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of selling to an underage person.

6F. Lil Thrift Food Marts, Inc.
T/A **Short Stop Food Mart 74**
3854 Old Dunn Road
Fayetteville, NC 28312
Q11146-953
AK AO AM

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of selling to an underage person.

7F. Ruby Tuesday, Inc.
T/A **Ruby Tuesday 3968**
3904-E Colony Road
Charlotte, NC 28211
Q11469-997
AJ AN AL AY BX

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of selling to underage persons.

8F. Huffman Oil Company, Inc.
T/A **Huffs Mountain View**
1414 US 70 East
Hillsborough, NC 27278
Q11244-989
AK AO AM

Offer in Compromise -Five-day suspension, suspended upon payment of \$500.00 on charge of selling to an underage person.

9F. Lequita Lynn Smith
T/A **Belews Creek Grocery**
6050 Belews Creek Road
Belews Creek, NC 27009
00135394AJ-999
AJ

Offer in Compromise -Seven-day suspension, suspended upon payment of \$700.00 on charge of selling to an underage person.

10F. K J and P Enterprises, Inc.
T/A **Brentwood Grocery**
1804 Wade Place
High Point, NC 27260
00099025AK-999
AK AO AM

Offer in Compromise -Seven-day suspension, suspended upon payment of \$750.00 on charge of selling to an underage person.

11F. Basham Properties, Inc.
T/A **Airport Exxon**
6909 Downwind Road
Greensboro, NC 27409
00134362AK-999
AK

Cancellation of ABC permits on charge of selling to an underage person.

12F. Abdul Jabbar
T/A **English Road Grocery**
1924 West English Road
High Point, NC 27262
00132751AK-999
AK AO AM

Offer in Compromise -12-day suspension, suspended upon payment of \$1,200.00 on charge of selling to an underage person.

13F. Harris Teeter, Inc.
T/A **Harris Teeter 173**
1589 Skeet Club Road – Suite 140
High Point, NC 27265
Q11307-835
AK AO AM

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

14F. K R Y's Corp.
T/A **K R Y's Mart**
1302 Summit Avenue
Greensboro, NC 27405
00140792AK-999
AK

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

15F. Pantry, Inc.
 T/A **Kangaroo Express 3297**
 201 East 11th Street Hwy 64
 Siler City, NC 27344
 Q11443-642
 AK AO AM

Offer in Compromise -Seven-day suspension, suspended upon payment of \$750.00 on charge of selling to an underage person.

16F. Paramount Foods, Inc.
 T/A **Piggly Wiggly 31**
 315 Hwy 24
 Roseboro, NC 28382
 00128988AK-997
 AK AO AM

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

17F. Que C S O, Inc.
 T/A **Galaxy Supermarkets**
 1233 University Drive
 Durham, NC 27707
 00139455AK-999
 AK AO AM

Offer in Compromise -Seven-day suspension, suspended upon payment of \$700.00 on charge of selling to an underage person.

18F. Yi Co, Inc.
 T/A **Lee Mart**
 5338 West Market Street
 Greensboro, NC 27409
 001366906AK-999
 AK AO AM

Offer in Compromise -10-day suspension, suspended upon payment of \$1,000.00 on charge of selling to an underage person.

19F. Circle K Stores, Inc.
 T/A **Circle K Store 5104**
 1308 Sharon Road West
 Charlotte, NC 28210